IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated : Nainital 13th day of November, 2006
Criminal Misc. III Bail Application No.1051 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Intezar S/o Nisar
R/o village Harjauli Jhola
P.S. Jhabrera
District – Haridwar ……... Applicant

Versus

State of Uttaranchal ……..Opposite Party

Arising out of case crime No. 55 of 2005
U/s 147, 148, 149, 452, 307, 326, I.P.C.
P.S. Jhabrera
District Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Sri Manish Aroara, learned Advocate for the applicant and learned A.G.A. for the State.

Perused the record. This is third bail application on behalf of the applicant. The first bail application was dismissed on merit and the second bail application was dismissed as withdrawn.

It was contended that the co-accused, namely, Murtza, @ Murtkana has already been released on bail by this Court vide order dated 18.10.2006. Learned counsel for the applicant contended that it is a case of parity. Learned A.G.A. refuted the contention and contended that it is not a case of parity. Perusal of the bail order dated 18.10.2006 reveals that it was not passed on merit. I do not feel that there is any fresh ground for bail. Considering the contentions, facts and circumstances of the case, it is not a fit case for bail. Therefore, the third bail application is hereby rejected. Rejected.

(J.C.S. Rawat, J.

Dated 13.11.2006

LSR